

COMMISSIONER FOR PATENTS

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U. S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

In re Application of:

TOYOMURA, FUMITAKA et al.

Application No.:

10760353

Filing Date:

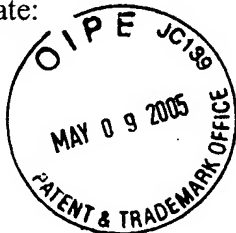
01/21/04

Title:

POWER CONVERTING APPARATUS AND POWER
GENERATING APPARATUS

Direct to:

U.S. Patent and Trademark Office
Mail Stop: Duplicates
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450



NOTICE UNDER 37 CFR 1.251 – Pending Application

Statement (check the appropriate box):

☐ The copy submitted with this reply is a complete and accurate copy of applicant's record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and applicant for the above-identified application that is not among applicant's records.

☐ The copy of the paper(s) listed in the notice under 37 CFR 1.251 is/are a complete and accurate copy of applicant's record of such paper(s).

☐ The papers produced by applicant are applicant's complete record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and the applicant for the above-identified application that is not among applicant's records.

☐ Applicant does not possess any record of the correspondence between the Office and the applicant for the above-identified application.

Date

Signature

Typed or printed name

A Copy of this notice should be returned with the reply.

Burden Hour Statement: This collection of information is required by 37 CFR 1.251. The information is used by the public to reply to a request for copies of correspondence between the applicant and the USPTO in order to reconstruct an application file. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 60 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

00862.022392.1

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | |
|-----------------------------|---|----------------------------|
| In re Application of: |) | |
| | : | Examiner: Not Yet Assigned |
| FUMITAKA TOYOMURA, et al. |) | |
| | : | Group Art Unit: 2838 |
| Application No.: 10/760,353 |) | |
| | : | |
| Filed: January 21, 2004 |) | |
| | : | |
| For: POWER CONVERTING |) | |
| APPARATUS AND POWER | : | |
| GENERATING APPARATUS |) | May 6, 2005 |

Mail Stop: **Duplicates**
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUBMISSION OF PAPERS FOR RECONSTRUCTION
OF FILE PURSUANT TO 37 C.F.R. § 1.251

Sir:

This is a response to the Notice Under 37 C.F.R. § 1.251 - Pending
Application, dated April 7, 2005. As requested, a copy of the Notice is attached.

The Notice asserted that the PTO could not locate several papers of the file
for this application, after a reasonable search, and was therefore reconstructing the file
from Applicants' records.

However, the undersigned visited the PTO's Public PAIR page for this application, and was able to view a complete copy of the file, including the listed papers, from the Image File Wrapper (IFW). This discrepancy was brought to the attention of Ms. Lewis at the PTO's Image Assistance Center, since it appears that the PTO actually possesses a full and complete copy of the file for this application, and that the April 7th Notice was mailed in error.

Ms. Lewis acknowledged the existence of the IFW copy of the file, but advised that the Notice was not mailed in error, that the listed papers were still missing, and that a response to the Notice (with a copy of the listed papers) was still required.

Accordingly, Applicants enclose herewith a CD-ROM containing a PDF file of the entire Image File Wrapper for the subject application. This PDF file was downloaded from the PTO's Public PAIR access site on May 4, 2005. The CD-ROM is seen to be a proper submission of the required copy of the listed papers, since the Notice does not specify that the copy must be a paper copy. The enclosed PDF file is an accurate copy of the Applicants' record of the papers listed in the April 7th Notice.

The undersigned has reviewed the PDF file, and confirms and hereby states that the PDF file is a complete and accurate copy of the Applicants' record of the papers listed in the April 7th Notice, and Applicants are not aware of any correspondence between the Office and the Applicants for such application that is not among Applicants' records.

The correspondence includes the following items:

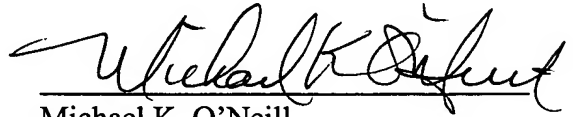
- (1) Preliminary Amendment;
- (2) Specification;
- (3) Claims; and
- (4) Remarks Made in an Amendment.

Although the April 7th Notice mentions the existence of a "miscellaneous incoming letter", the undersigned is unable to identify the nature or content of such a letter.

The list provided above is accurate.

Applicants' undersigned attorney may be reached in our Costa Mesa, California office at (714) 540-8700. All correspondence should continue to be directed to our below-listed address.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Michael K. O'Neill", written over a horizontal line.

Michael K. O'Neill
Attorney for Applicants
Registration No.: 32,622

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-2200
Facsimile: (212) 218-2200

CA_MAIN 95004v1



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 10/760,353 | 01/21/2004 | Fumitaka Toyomura | 00862.022392.1 | 8715 |

5514 7590 04/07/2005

FITZPATRICK CELLA HARPER & SCINTO
30 ROCKEFELLER PLAZA
NEW YORK, NY 10112

EXAMINER

ART UNIT

PAPER NUMBER

DATE MAILED: 04/07/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

FILE NO. 00862.022392.1
ATTORNEY E/M
DUE DATE 5/4/05
DOCKETED 4/13/05



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

NOTICE UNDER 37 CFR 1.251 - Pending Application

☐ The file on the cover sheet cannot be located after a reasonable search. Therefore, the Office is initiating the reconstruction of the file of the above-identified application pursuant to the provisions of 37 CFR 1.251.

Applicant is given a period of **THREE (3) MONTHS** from the mailing date of this notice within which to provide a copy of applicant's record (if any) of all of the correspondence between the Office and applicant for the above-identified application (except for U.S. patent documents), a list of such correspondence, and a statement that the copy is a complete and accurate copy of applicant's record of all of the correspondence between the Office and the applicant for the application (except for U.S. patent documents), and whether applicant is aware of any correspondence between the Office and applicant for the identified application that is not among applicant's records.

☒ The following paper(s) pertaining to the above-identified application cannot be located after a reasonable search:

Preliminary Amendment, Specification, Claims, Remarks Made in an Amendment and Miscellaneous Incoming Letter.

Therefore, the Office is initiating the reconstruction of such paper(s) pursuant to the provisions of 37 CFR 1.251.

Applicant is given a period of **THREE (3) MONTHS** from the mailing date of this notice within which to provide a copy of the paper(s) listed above and a statement that the copy of such paper(s) is a complete and accurate copy of applicant's record of such paper(s).

If applicant does not possess any record of the correspondence between the Office and the applicant for the application (or any copy of the paper(s) listed above), applicant must reply to this notice by providing a statement that applicant does not possess any record of the correspondence between the Office and the applicant for the above-identified application.

Failure to reply to this notice in a timely manner will result in abandonment of the above-identified application. The three-month period for reply to this notice may be extended (up to a maximum of six months) under the provisions of 37 CFR 1.136(a). However, failure to reply within this three-month period will result in a reduction of any patent term adjustment. See 37 CFR 1.704(b).

☐ A printout from PALM of the contents of the file of the above-identified application is included with this notice.

Direct the reply to this notice to:

U.S. Patent and Trademark Office
Mail Stop: **Duplicates**
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Direct questions concerning this notice to:

Image Assistance Center/ Customer Service

1-(888)-786-0101